

# Response to Request for Elder or Dependent Adult Abuse Restraining Orders

Clerk stamps date here when form is filed.

## Use this form to respond to the Request (Form EA-100).

- Read *How Can I Respond to a Request for Elder or Dependent Adult Abuse Restraining Orders?* (Form EA-120-INFO), to protect your rights.
- Fill out this form and take it to the court clerk.
- Have someone age 18 or older—**not you**—serve the person requesting protection in (1) by mail with a copy of this form and any attached pages. (Use Form EA-250, Proof of Service of Response by Mail.)

### 1 Elder or Dependent Adult Seeking Protection

Name: \_\_\_\_\_

- ☐ Name of person asking for the protection, if different:  
(This is the person named in item (3) of the request (Form EA-100).)

Fill in court name and street address:

Superior Court of California, County of \_\_\_\_\_

Fill in case number:

Case Number: \_\_\_\_\_

### 2 Person From Whom Protection Is Sought

a. Your Name: \_\_\_\_\_

Your Lawyer (if you have one for this case):

Name: \_\_\_\_\_ State Bar No.: \_\_\_\_\_

Firm Name: \_\_\_\_\_

- b. Your Address (If you have a lawyer, give your lawyer's information. If you do not have a lawyer and want to keep your home address private, you may give a different mailing address instead. You do not have to give telephone, fax, or e-mail.):

Address: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

Telephone: \_\_\_\_\_ Fax: \_\_\_\_\_

E-Mail Address: \_\_\_\_\_

Present your response and any opposition at the hearing. Write your hearing date, time, and place from Form EA-109, item (3) here:

Hearing Date

→ Date: \_\_\_\_\_ Time: \_\_\_\_\_

Dept.: \_\_\_\_\_ Room: \_\_\_\_\_

**If you were served with a Temporary Restraining Order, you must obey it until the hearing.** At the hearing, the court may make orders against you that last for up to five years.

### 3 ☐ Personal Conduct Orders

- a. ☐ I agree to the orders requested.
- b. ☐ I do not agree to the orders requested.
- c. ☐ I agree to the following orders (specify): \_\_\_\_\_
- \_\_\_\_\_
- \_\_\_\_\_

### 4 ☐ Stay-Away Orders

- a. ☐ I agree to the orders requested.
- b. ☐ I do not agree to the orders requested.
- c. ☐ I agree to the following orders (specify): \_\_\_\_\_
- \_\_\_\_\_
- \_\_\_\_\_

**5** ☐ **Move-Out Order**

- a. ☐ I agree to the order requested.
- b. ☐ I do not agree to the order requested.
- c. ☐ I agree to the following order (*specify*): \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

**6** ☐ **Additional Protected Persons**

- a. ☐ I agree that the persons listed in item **6** of Form EA-100 may be protected by the order requested.
- b. ☐ I do not agree that the persons listed in item **6** of Form EA-100 may be protected by the order requested.

**7** **Guns or Other Firearms**

**If you were served with Form EA-110, *Temporary Restraining Order*, and item **8** on that form was granted, you may not own or possess any guns, other firearms, or ammunition. You must turn in any guns or firearms that you own and file a receipt with the court from a law enforcement agency or a licensed gun dealer within 48 hours after you received Form EA-110. You may use Form EA-800, *Proof of Firearms Turned In or Sold*, for the receipt.**

- a. ☐ I do not own or control any guns or firearms.
- b. ☐ I have turned in my guns and firearms to the police or sold them to a licensed gun dealer.  
 A copy of the receipt ☐ is attached. ☐ has already been filed with the court.

**8** ☐ **Other Orders**

- a. ☐ I agree to the orders requested.
- b. ☐ I do not agree to the orders requested.
- c. ☐ I agree to the following orders (*specify*): \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

**9** ☐ **Denial**

I did not do anything described in item **7** of Form EA-100. (*Skip to **11**.*)

**10** ☐ **Justification or Excuse**

If I did some or all of the things that the person in **1** has accused me of, my actions were justified or excused for the following reasons (*explain*):

- ☐ *Check here if there is not enough space below for your answer. Put your complete answer on an attached sheet of paper and write "Attachment 10—Justification or Excuse" as a title. You may use Form MC-025, Attachment.* \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

**11** ☐ **Lawyer's Fees and Costs**

- a. ☐ I ask the court to order payment of my ☐ lawyer's fees ☐ court costs  
by the person asking for protection named in **1**. The amounts requested are:

<u>Item</u>	<u>Amount</u>	<u>Item</u>	<u>Amount</u>
_____	\$ _____	_____	\$ _____
_____	\$ _____	_____	\$ _____
_____	\$ _____	_____	\$ _____

- ☐ Check here if there are more items. Put the items and amounts on the attached sheet of paper or Form MC-025 and write "Attachment 11—Lawyer's Fees and Costs" as a title.
- b. ☐ I ask the court to deny the request of the person asking for protection named in **1** that I pay his or her lawyer's fees and costs.

**12** Number of pages attached to this form, if any: \_\_\_\_\_

Date: \_\_\_\_\_

\_\_\_\_\_  
*Lawyer's name (if any)*\_\_\_\_\_  
*Lawyer's signature*

I declare under penalty of perjury under the laws of the State of California that the information above is true and correct.

Date: \_\_\_\_\_

\_\_\_\_\_  
*Type or print your name*\_\_\_\_\_  
*Sign your name*